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SENATE

REPORT
No. 662

PANAGIOTIS CARVELAS

AUGUST 20 (legislative day, AUGUST 1), 1951.—Ordered to be printed

Mr. McCARRAN, from the Committee on the Judiciary, submitted the following

REPORT

[To accompany S. 1844]

The Committee on the Judiciary, to which was referred the bill (S. 1844) for the relief of Panagiotis Carvelas, having considered the same, reports favorably thereon without amendment and recommends that the bill do pass.

PURPOSE OF THE BILL

The purpose of the bill is to grant the status of permanent residence in the United States to Panagiotis Carvelas. The bill provides for an appropriate quota deduction and for the payment of the required visa fee and head tax.

STATEMENT OF FACTS

The beneficiary of the bill is a 46-year-old native and citizen of Greece who last entered the United States as a visitor on July 28, 1947. He resides with two brothers in New York where they are the proprietors of a restaurant. He has a wife and four children in Greece but states that were he to return to Greece at this time he would be eliminated by the Communists.

A letter dated June 22, 1949, to the chairman of the Senate Committee on the Judiciary from the Assistant to the Attorney General with reference to S. 1341, which was a bill introduced in the Eighty-first Congress for the relief of the same alien, reads as follows:

DEPARTMENT OF JUSTICE,
OFFICE OF THE ASSISTANT TO THE ATTORNEY GENERAL,
Washington, June 22, 1949.

Hon. PAT McCARRAN,
Chairman, Committee on the Judiciary,
United States Senate, Washington, D. C.

MY DEAR SENATOR: This is in response to your request for the views of the Department of Justice relative to the bill (S. 1341) for the relief of Panagiotis Carvelas, an alien.

The bill would provide that in the administration of the immigration laws Panagiotis Carvelas shall be deemed to have been lawfully admitted into the United States for permanent residence as of July 28, 1947. It would also direct the Secretary of State to instruct the quota-control officer to deduct one number from the appropriate immigration quota.

The records of the Immigration and Naturalization Service of this Department disclose that the alien was born in Greece on June 1, 1905, and is a citizen of that country. He was admitted temporarily into the United States as a visitor on July 28, 1947, at the port of New York for a period of 6 months. Since that time he has been residing with two brothers in Norwich, N. Y., where they are the proprietors of a restaurant. The alien works for his brothers and is supported by them, but does not receive a fixed salary. Occasionally he is able to send money to his wife and four children, who reside with his aged father at Niata, Laconias, Greece, where they own two houses, and several parcels of land. The alien, while in Greece was engaged in the business of making olive oil and wine, and his family is presently deriving an income from this business. Mr. Carvelas has stated that he held a position in the village in which he lived in Greece, similar to that of village clerk in the United States, and that because of this position he was influential in the village and the Communists tried to eliminate him. He claims that he does not wish to return to Greece for the reason that Communists in hiding will kill him at the first opportunity. Apparently, no harm has befallen his father, wife and children, however, who have remained in Greece.

The quota for Greece to which the alien is chargeable is oversubscribed and a visa is not readily obtainable, but the record fails to disclose sufficient reason to justify granting a preference to him over other persons chargeable to the quota for Greece.

Accordingly, this Department is unable to recommend enactment of the bill.

Yours sincerely,

PEYTON FORD,

The Assistant to the Attorney General.

Senator Irving Ives, the author of the bill, has submitted the following affidavits in support of the bill:

STATE OF NEW YORK,

County of Chenango, ss:

Panagiotis Carvelas, being duly sworn, deposes and says:

1. I am temporarily residing with my brothers, Nicholas and Christ Carvelas at 25 South Broad Street, Norwich, N. Y.

2. I was born at Niata Laconias, Greece, on June 1, 1905. On January 18, 1931, I married and I am now the father of four children.

3. Before I arrived in the United States I lived with my wife and children in the community where I was born. This is a rural community solely used for farming. I have had farm experience.

4. I was secretary of the village which is an important position and because of its official character, I was marked for destruction by the Communist Party. Just as soon as they came in power, I was forced to flee to various islands and thus became a displaced person. At one time, under cover of darkness, I went home to see my family and at that time a raid was staged by the guerrillas and I was caught and sentenced to be executed. With the help of a neighbor I managed to escape and I know that I can never return to my home and the place where I was born.

5. My brothers, with whom I am now living, helped me to get a temporary visa permit and as a result I was able to come to the United States.

6. I have been temporarily residing here and cannot go back to Greece and in fact have no home whatsoever other than the temporary home provided me by my brothers. Both of my brothers are naturalized citizens and are engaged in business in Norwich. My brother, Christ Carvelas, is a veteran of the Second World War. Both of my brothers are of sufficient financial responsibility to take care of me at all times so that I never will become a financial burden. As a matter of fact, they are also willing to give me an interest in the business they maintain.

7. The purpose of this affidavit is to state the facts as they exist and show that I am a displaced person and have no home or country of my own and that if I am compelled to go to Greece my life will be in danger.

8. I have recently received notice that some action will be taken to deport me from this country and therefore I make this earnest request at this time that proper steps be taken so that I might continue to stay in the United States.

PANAGIOTIS CARVELAS.

Subscribed and sworn to before me this 13th day of April 1950.

[SEAL]

DOROTHY M. HOWELL,
Notary Public.

My commission expires March 30, 1951.

STATE OF NEW YORK,
County of Chenango, ss:

Nicholas Carvelas, being duly sworn, deposes and says:

That your deponent is a resident of the city of Norwich, county of Chenango and State of New York, and has been a resident in said vicinity for a great number of years. That he is a citizen of the United States of America. That his brother Christ Carvelas, also a citizen of the United States, resides in the city of Norwich, Chenango County, N. Y., with your deponent and that, together, they conduct a tea room known as the Imperial Tea Room at 25 South Broad Street, Norwich, N. Y.

That your deponent and Christ Carvelas are brothers of Panagiotis Carvelas who is temporarily residing with them at 25 South Broad Street, Norwich, N. Y.

That in accordance with the request for information concerning the said Panagiotis Carvelas received from the Committee on the Judiciary of the United States Senate under date of April 18, 1949, the following information is herewith submitted in answer to the questions set forth in said request.

(1) That an American visa was issued to deponent's brother on July 7, 1947, and was numbered 16 and it was issued and signed by the American vice consul of Athens, Greece. Said Panagiotis Carvelas is in possession of a passport, numbered ~~XXXX~~, which was issued July 2, 1947. That after securing said passport and visa, said Panagiotis Carvelas left Greece and arrived in the United States at the port of New York City on the 28th day of July, 1947, and that he has been at the above address since his entry in the United States.

(2) That the said Panagiotis Carvelas, since his arrival in the United States, has been residing with your deponent and Christ Carvelas and has been visiting relatives and friends throughout this section of the United States.

(3) That said Panagiotis Carvelas has sufficient means of his own so that he is neither dependent on any person for his support, nor has it been necessary for him to earn a living for himself. That he could be employed at the tea room at any time that it was found necessary for him to earn a living.

(4) That the said Panagiotis Carvelas has not been engaged in any activities political or otherwise, injurious to the American public interest.

(5) That said Panagiotis Carvelas has not been convicted of any offense under any Federal or State law.

NICHOLAS CARVELAS.

Subscribed and sworn to before me this 5th day of May 1949.

[SEAL]

DONALD S. WHITNEY,
Notary Public.

My commission expires March 30, 1950.

The committee, after consideration of all the facts in the case, is of the opinion that the bill (S. 1844) should be enacted.

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8. I have recently received notice that some action will be taken to deport me from this country and therefore I beg to request that you will cause me to be taken so that I might continue to stay in the United States.

Paraguay Cartel

Subscribed and sworn to before me this 13th day of April 1917.

Notary Public
DOROTHY M. FOWLER

My commission expires March 30, 1921.

STATE OF NEW YORK

County of Seneca

Nicholas Cartel, being duly sworn, deposes and says:
That respondent is a resident of the city of New York, county of Manhattan, State of New York, and has been a resident in said city for a considerable number of years. That he is in the United States Army, that respondent is a resident of the United States in the city of New York, State of New York, with some business and that he is a resident of New York as the Imperial Station at 25 South Street, New York.

That respondent and (1) said Cartel are joint owners of the Imperial Station at 25 South Street, New York, and that respondent is a resident of the city of New York, county of Manhattan, State of New York, and has been a resident in said city for a considerable number of years. That he is in the United States Army, that respondent is a resident of the United States in the city of New York, State of New York, with some business and that he is a resident of New York as the Imperial Station at 25 South Street, New York.

(1) That an American visa was issued to respondent on July 7, 1917, and was numbered 10 and it was issued and signed by the American vice consul of Atlantic City, New Jersey. That respondent is in possession of a passport, dated July 7, 1917, which was issued July 7, 1917. That respondent is a resident of New York, State of New York, and has been a resident in said city for a considerable number of years. That he is in the United States Army, that respondent is a resident of the United States in the city of New York, State of New York, with some business and that he is a resident of New York as the Imperial Station at 25 South Street, New York.

(2) That the said Paraguay Cartel, since his arrival in the United States, has been residing with respondent and (1) said Cartel and has been visiting relatives and friends throughout the country of the United States.

(3) That said Paraguay Cartel has sufficient means of his own so that he is neither dependent on any person for his support nor has he been seen to earn a living for himself. That he could be employed at the room at any time that he is found and sent for him to carry a letter.

(4) That the said Paraguay Cartel has not been engaged in any activities political or otherwise inimical to the American public interest.

(5) That said Paraguay Cartel has not been convicted of any offense under any Federal or State law.

Paraguay Cartel

Subscribed and sworn to before me this 5th day of May 1917.

Notary Public
DOROTHY M. FOWLER

My commission expires March 30, 1921.

The committee, after consideration of all the facts in the case, is of the opinion that the bill (S. 1841) should be enacted.

